

F. #2016R00505

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

- against -

MARK NORDLICHT, et al.,

Defendants.

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Courtesy Copy
Original Filed Electronically (by ECF)
Assigned Document Number 75-1

STIPULATION AND ORDER

16 CR 640 (DLI)

WHEREAS, the discovery materials to be provided by the government in the above-captioned case (hereinafter, the "Discovery Materials") contain in certain instances personal financial information and personally identifiable information regarding various individuals, specifically, bank account numbers, addresses, social security numbers and dates of birth (hereinafter "PII"),

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned that:

1. Discovery Materials *not* containing PII can be used by the defendants and their counsel, experts, investigators, witnesses and potential witnesses and their counsel, and vendors in this matter for purposes of trial preparation, trial, and any related proceedings, including appellate matters, arising from the above-referenced matter.

2. Discovery Materials containing PII may only be disclosed as follows:

- a. To the parties, their counsel, and their respective experts, investigators and vendors; and

- b. To witnesses and potential witnesses, but only if the PII has first been redacted from the Discovery Materials;

3. If any party hereto wishes to use Discovery Materials containing unredacted PII with any witness or potential witness, or to make further disclosure or dissemination of the Discovery Materials containing unredacted PII, the party must first make *ex parte* application to the Court explaining the basis for the disclosure of PII, and may make such disclosure only after such application is granted by the Court.

4. In the event any party seeks to use Discovery Material containing unredacted PII in a filing with the Court or during a court proceeding, such party will comply with Rule 49.1(a) of the Federal Rules of Criminal Procedure, will ensure that court transcripts are appropriately redacted to protect PII, and will seek permission from the Court before any such Discovery Material with unredacted PII is publicly filed.

5. Within 30 days of the conclusion of the above-referenced matter and any other matter arising out of the facts encompassed by this matter, the defendants and their defense counsel will return to the government or destroy all copies of the Discovery Materials provided by the government through discovery in this case.

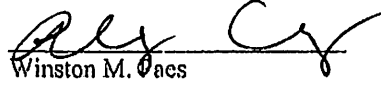
6. Notwithstanding anything above, nothing in this order shall operate to prevent a defendant or his counsel from using or sharing information or documents that any defendant obtained or obtains from sources other than the government, even if that information or those documents are duplicative of the Discovery Materials and/or contain PII.

7. Any violation of this Stipulation and Order may be raised with the Court, and appropriate sanctions may be sought and imposed.

Dated: Brooklyn, New York
January 12, 2017

ROBERT L. CAPERS
United States Attorney
Eastern District of New York

By:



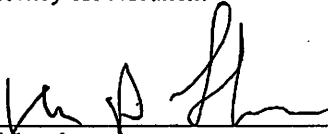
Winston M. Oates
Alicyn L. Cooley
Lauren H. Elbert
Sarah M. Evans
Assistant U.S. Attorneys



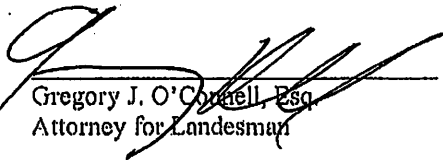
Mark Nordlicht
Defendant



Andrew J. Levander, Esq.
Attorney for Nordlicht



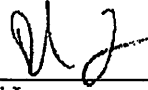
Uri Landesman
Defendant



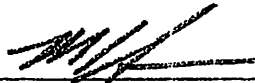
Gregory J. O'Connell, Esq.
Attorney for Landesman

Joseph Mann
Defendant

Jonathan S. Sack, Esq.
Attorney for Mann



David Levy
Defendant



Michael S. Sommer, Esq.
Attorney for Levy

Joseph SanFilippo
Defendant

Kevin O'Brien, Esq.
Attorney for SanFilippo

Daniel Small
Defendant

Seth L. Levine, Esq.
Attorney for Small

Dated: Brooklyn, New York
January 12, 2017

ROBERT L. CAPERS
United States Attorney
Eastern District of New York

By:

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Seth L. Levine, Esq.
Attorney for Small

Dated: Brooklyn, New York
January 12, 2017

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Eastern District of New York

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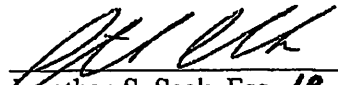
Gregory J. O'Connell, Esq.
Attorney for Landesman

Kevin O'Brien, Esq.
Attorney for SanFilippo



Joseph Mann
Defendant

Daniel Small
Defendant

 1/17/2017

Jonathan S. Sack, Esq. / Benjamin Fischer
Attorney for Mann

Seth L. Levine, Esq.
Attorney for Small

Dated: Brooklyn, New York
January 12, 2017

ROBERT L. CAPERS
United States Attorney
Eastern District of New York

By:

Winston M. Paes
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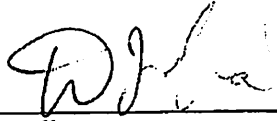
Uri Landesman
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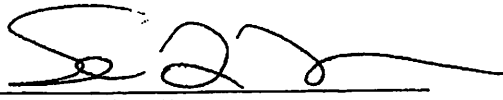
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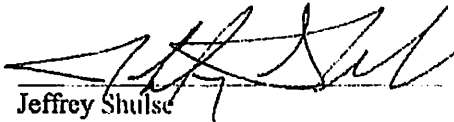


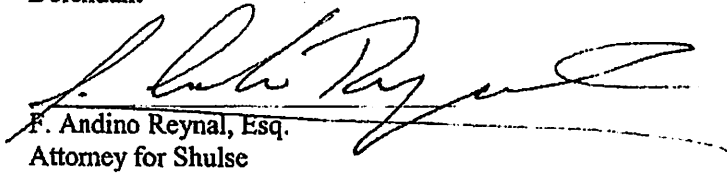
Daniel Small
Defendant

Jonathan S. Sack, Esq.
Attorney for Mann



Seth L. Levine, Esq.
Attorney for Small


Jeffrey Shulse
Defendant


F. Andino Reynal, Esq.
Attorney for Shulse

So Ordered. *Dated: Brooklyn, NY*
January 23, 2017
S/ Dora L. Irizarry


THE HONORABLE DORA L. IRIZARRY
CHIEF UNITED STATES DISTRICT JUDGE
EASTERN DISTRICT OF NEW YORK